



Express Mail No. EV 498 828 523 US  
Docket No: 2119-4280

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

|             |  |                  |                  |
|-------------|--|------------------|------------------|
| Applicants: | Muller et al.                              | Conformation No. | 2297             |
| Serial No.: | 10/692,367                                 | Group Art Unit:  | Not Yet Assigned |
| Filed:      | October 22, 2003                           | Examiner:        | Not Yet Assigned |
| For:        | Novel Compositions with Chitinase Activity |                  |                  |

**EXPRESS MAIL CERTIFICATE**

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

I hereby certify that the following attached papers and fee

1. Reponse to Notice To File Missing Parts (w/ duplicate)
2. Copy of Notice to File Missing Parts
3. Executed Declaration (in two original counterparts)
4. A check in the amount of \$130.00
5. Return receipt postcard

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on October 6, 2004 and is addressed to Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Albert Isles

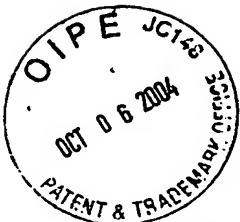
(Typed or printed name of person mailing papers and fee)

*Albert Isles*

(Signature of person mailing papers and fee)

**Correspondence Address:**

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Applicants: Muller et al. Conformation No. 2297  
Serial No.: 10/692,367 Group Art Unit: Not Yet Assigned  
Filed: October 22, 2003 Examiner: Not Yet Assigned  
For: Novel Compositions with Chitinase Activity

**RESPONSE TO "NOTICE TO FILE MISSING PARTS"**

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notice To File Missing Parts Of Nonprovisional Application dated August 8, 2004, Applicants submit herewith the following documents for appropriate action by the U.S. Patent and Trademark Office:

- ☒ Copy of Notice to File Missing Parts
- ☒ Executed Declaration (in two original counterparts)
- ☒ Oath and Declaration Surcharge
- ☐
- ☐ Please charge the required fee of \$ \_\_\_\_\_ to deposit account no. 13-4500, Order No. \_\_\_\_\_.
- ☒ A check in the amount of \$130.00 in payment of the surcharge is attached.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required by this paper, or credit any overpayment to Deposit Account No. 13-4500, Order No. 2119-4280. A duplicate copy of this sheet is attached.

Respectfully submitted,  
MORGAN & FINNEGAN, L.L.P.

Dated: October 6, 2004

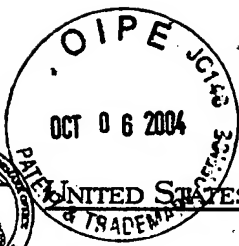
By: \_\_\_\_\_

*Melissa B. Wenk*  
Melissa B. Wenk  
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**27123**

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10-07 04

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| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|-----------------------|------------------------|
| 10/692,367         | 10/22/2003             | Mathias L. Muller     | 549162000320           |

Louise Foutch  
7100 NW 62nd Avenue  
P.O. Box 1000  
Johnston, IA 50131-1000

CONFIRMATION NO. 2297

FORMALITIES LETTER



\*OC000000013501059\*

Date Mailed: 08/11/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

10/08/2004 RMEBRAHT 00000095 10692367

01 FC:1051

130.00 OP

Filing Date Granted

**Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is \$130 for a Large Entity

- \$130 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

Case 2119-4280 Atty KHS  
Due Date 10-11-04 Exec. Decl./Fees  
Statutory Date 3-11-05  
By AM

*A copy of this notice **MUST** be returned with the reply.*

A handwritten signature in black ink, consisting of a large, stylized 'R' followed by a horizontal line extending to the right.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY